

Carolyn Olson
July 08, 2022

1 IN THE UNITED STATES DISTRICT COURT

2 FOR THE CENTRAL DISTRICT OF UTAH

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4 OL PRIVATE COUNSEL, LLC, a)
5 Utah limited liability)
6 company,)

7 Plaintiff,)

8 v.)

9 EPHRAIM OLSON, an)
10 individual,)

11 Defendant.)

2:21-CV-00455-DDB-DAO
Honorable David Barlow

12
13
14 VIDEO RECORDED DEPOSITION OF CAROLYN OLSON

15
16 Taken on Friday, July 8, 2022

17 At 1:08 p.m.

18
19 At Foley & Lardner

20 299 South Main Street

21 Suite 2000

22 Salt Lake City, Utah 84111

23
24
25 Reported by: Emily A. Gibb, RPR, CSR, CCR

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Pages 118..121

<p style="text-align: right;">Page 118</p> <p>1 A. Well, I know that he -- the trust that he</p> <p>2 put in I thought was for tax purposes that he had</p> <p>3 created to be the lender of that --</p> <p>4 (Clarification by the Reporter.)</p> <p>5 THE WITNESS: -- \$700,000, which was the</p> <p>6 mortgage on the house.</p> <p>7 BY MS. VAUGHN:</p> <p>8 Q. So we've -- we've talked about this box of</p> <p>9 documents.</p> <p>10 When I reference the box of documents in the</p> <p>11 garage, do you know what I'm talking about?</p> <p>12 A. I do.</p> <p>13 Q. Who found this box?</p> <p>14 A. I did.</p> <p>15 Q. Okay. And what were you doing when you</p> <p>16 found it?</p> <p>17 A. I was cleaning the garage.</p> <p>18 Q. All right. Where was it when you found it?</p> <p>19 Was it like near other stuff?</p> <p>20 A. There was some -- it was called monitors and</p> <p>21 things. I'm not sure if it was right by them, but</p> <p>22 those all things were there.</p> <p>23 Q. Were they -- were they Tom's things?</p> <p>24 A. Yes.</p> <p>25 Q. Do you know who left the box there?</p>	<p style="text-align: right;">Page 120</p> <p>1 citizen?</p> <p>2 A. Yes.</p> <p>3 Q. And his mother is also a U.S. citizen?</p> <p>4 A. Yes.</p> <p>5 Q. Do you know who Tom Olson's sister is?</p> <p>6 A. Yes.</p> <p>7 Q. Is her name Collette Olson Williamson?</p> <p>8 A. Yes.</p> <p>9 Q. Do you know if she is a U.S. citizen?</p> <p>10 A. Yes, she is.</p> <p>11 Q. How do you know that?</p> <p>12 A. She's living in Texas, and I know when</p> <p>13 she -- I mean, she just told everybody she's so</p> <p>14 excited about getting --</p> <p>15 Q. How did she prove her citizenship?</p> <p>16 A. Through her mom and dad.</p> <p>17 Q. Through her parents?</p> <p>18 A. Her parents.</p> <p>19 Q. The same parents that Tom Olson has?</p> <p>20 A. Yes.</p> <p>21 Q. You're -- you are a U.S. citizen.</p> <p>22 A. I am.</p> <p>23 Q. Multiple of your children are a U.S.</p> <p>24 citizen.</p> <p>25 A. Yes.</p>
<p style="text-align: right;">Page 119</p> <p>1 A. I don't.</p> <p>2 Q. Do you think it may have been Tom?</p> <p>3 A. Could have been. I don't know.</p> <p>4 Q. Where's the box now?</p> <p>5 A. So it's being held -- I think all of you</p> <p>6 know more than I do. It's being held somewhere</p> <p>7 but -- so that nobody has access to it, but I think</p> <p>8 lawyers are agreeing to go see it.</p> <p>9 Is that correct?</p> <p>10 Q. Okay. I'm going to switch topics a bit.</p> <p>11 Do you know who Tom Olson's parents are?</p> <p>12 A. I do.</p> <p>13 Q. What are their names?</p> <p>14 A. Marlene -- Melba Marlene Olson -- well,</p> <p>15 Whitehead Olson and Jack Hardy Olson.</p> <p>16 Q. Do you know their citizenship?</p> <p>17 A. Yes.</p> <p>18 Q. Are they U.S. citizens?</p> <p>19 A. Yes.</p> <p>20 Q. How do you know that?</p> <p>21 A. Because they -- I've seen their passports.</p> <p>22 They were so excited, Grandma was when she got her</p> <p>23 U.S. citizenship, and Grandpa's already been a U.S.</p> <p>24 citizen.</p> <p>25 Q. So Thomas' father has always been a U.S.</p>	<p style="text-align: right;">Page 121</p> <p>1 Q. Are you familiar with the requirements for</p> <p>2 U.S. citizenship by birth?</p> <p>3 A. Very clear, yes.</p> <p>4 Q. Do you think that all of your children are</p> <p>5 U.S. citizens by birth?</p> <p>6 A. I do.</p> <p>7 MR. JORDAN: Objection. Calls for a legal</p> <p>8 conclusion.</p> <p>9 MR. HOFFMAN: I join in that one.</p> <p>10 THE WITNESS: Yes.</p> <p>11 BY MS. VAUGHN:</p> <p>12 Q. Do you think that Tom Olson is a U.S.</p> <p>13 citizen by birth?</p> <p>14 MR. JORDAN: Same objection.</p> <p>15 THE WITNESS: Yes.</p> <p>16 MS. VAUGHN: If we can just take a quick</p> <p>17 break, I may be done.</p> <p>18 THE WITNESS: Okay.</p> <p>19 VIDEOGRAPHER: Off the record. 4:09.</p> <p>20 (Short recess taken.)</p> <p>21 VIDEOGRAPHER: Sorry. Back on the record.</p> <p>22 4:18.</p> <p>23 BY MS. VAUGHN:</p> <p>24 Q. Ms. Olson, I just have a few more questions</p> <p>25 for you.</p>

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Pages 122..125

<p style="text-align: right;">Page 122</p> <p>1 A. Okay.</p> <p>2 Q. Who is Bruce Lemons?</p> <p>3 A. He is a good friend of Tom's and a -- and a</p> <p>4 family friend for a while. They met -- or they went</p> <p>5 to law school at the same time, and then they worked</p> <p>6 together -- well, they both went to --</p> <p>7 (Clarification by the Reporter.)</p> <p>8 THE WITNESS: Were in Colorado at the same</p> <p>9 time.</p> <p>10 BY MS. VAUGHN:</p> <p>11 Q. Do you know who Bruce works for?</p> <p>12 A. I'd say Tom, but I (shrugs).</p> <p>13 Q. Okay. Are you aware of Tom ever backdating</p> <p>14 documents?</p> <p>15 A. Yes.</p> <p>16 Q. Have you ever personally witnessed that?</p> <p>17 A. Yes.</p> <p>18 Q. Are you aware of Tom signing documents for</p> <p>19 other individuals?</p> <p>20 A. I don't know.</p> <p>21 Q. We talked a lot about your conversation with</p> <p>22 Ephraim trying to piece together how you obtained</p> <p>23 Tim's contact information.</p> <p>24 But do you remember the specifics of your</p> <p>25 conversation with Ephraim about that?</p>	<p style="text-align: right;">Page 124</p> <p>1 communications with Carolyn Olson through</p> <p>2 Telegram and a true and correct copy of the</p> <p>3 documents I sent to Carolyn through</p> <p>4 Telegram."</p> <p>5 So let's talk about the first sentence</p> <p>6 there, that you reached out to him on Telegram on</p> <p>7 June 18th.</p> <p>8 You know that's true, don't you?</p> <p>9 A. Yes. I don't know if it's June 18th. I</p> <p>10 think it's June 17th here, but ...</p> <p>11 Q. You did reach out to him in June --</p> <p>12 A. Yes.</p> <p>13 Q. -- on Telegram?</p> <p>14 A. I reached out to -- yes.</p> <p>15 Q. And you did ask him to give you the trust</p> <p>16 documents for the White Buffalo and Majestic Trusts;</p> <p>17 right?</p> <p>18 A. I don't recall, but according to this, yes.</p> <p>19 It shows here.</p> <p>20 Q. Well, we looked specifically at --</p> <p>21 A. Right.</p> <p>22 Q. -- the photograph of you --</p> <p>23 A. Yes. That's what I said.</p> <p>24 Q. -- in which you said:</p> <p>25 "Is there any way for me to get the trust</p>
<p style="text-align: right;">Page 123</p> <p>1 A. I don't.</p> <p>2 Q. So you were just making assumptions about</p> <p>3 what may or may not have been said?</p> <p>4 A. Yes.</p> <p>5 MR. JORDAN: Objection. Leading.</p> <p>6 THE WITNESS: Yes.</p> <p>7 MS. VAUGHN: That's it.</p> <p>8 MR. JORDAN: I have a few follow-up</p> <p>9 questions.</p> <p>10</p> <p>11 FURTHER EXAMINATION</p> <p>12 BY MR. JORDAN:</p> <p>13 Q. First of all, would you turn to Exhibit 7</p> <p>14 and to Bates No. 0002.</p> <p>15 Counsel for Ephraim Olson also asked you</p> <p>16 whether or not you knew things in this affidavit to</p> <p>17 be true. And I want to reference you to the second</p> <p>18 to the last paragraph. Here Mr. Akarapanich swears:</p> <p>19 "On June 18, Carolyn Olson reached out to me</p> <p>20 on Telegram. She also asked about</p> <p>21 confidential information from the firm</p> <p>22 asking, for example, 'Is there any way for me</p> <p>23 to get the trust documents for White Buffalo</p> <p>24 and Majestic Trusts?' Attached as Exhibit B</p> <p>25 is a true and correct copy of my</p>	<p style="text-align: right;">Page 125</p> <p>1 documents for White Buffalo and Majestic</p> <p>2 Trusts?"</p> <p>3 A. Yes.</p> <p>4 Q. That is what you wrote, isn't it?</p> <p>5 A. I believe so.</p> <p>6 Q. And that's your picture; right?</p> <p>7 A. That is.</p> <p>8 Q. Is there any question in your mind that this</p> <p>9 exchange of text messages took place between you and</p> <p>10 Tim?</p> <p>11 A. No.</p> <p>12 Q. Okay. Now, you were asked what happened to</p> <p>13 your copies of the pages that show your text messages</p> <p>14 with Tim.</p> <p>15 Why don't you have those?</p> <p>16 A. Because Telegram, after a certain period of</p> <p>17 time, if you don't communicate with the person,</p> <p>18 deletes your stuff.</p> <p>19 Q. Okay. So those were automatically deleted</p> <p>20 in your --</p> <p>21 A. Yes.</p> <p>22 Q. -- phone?</p> <p>23 Look again at 163.</p> <p>24 What's the date right above the bubble where</p> <p>25 you begin the conversation?</p>

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Pages 126..129

<p style="text-align: right;">Page 126</p> <p>1 A. June 18th.</p> <p>2 Q. And what's the date in Mr. Akarapanich's</p> <p>3 affidavit?</p> <p>4 A. June 18th.</p> <p>5 Q. Same date; right?</p> <p>6 A. (Nods head.)</p> <p>7 Q. Right?</p> <p>8 A. Right.</p> <p>9 Q. All right. Let's look at Exhibit 6, and</p> <p>10 we'll start on page 0008. You looked at this with</p> <p>11 counsel a few moments ago.</p> <p>12 This relates to the William Bell Hardy</p> <p>13 Trust; right?</p> <p>14 A. Right.</p> <p>15 Q. And you were an original trustee of this</p> <p>16 trust; correct?</p> <p>17 A. Yes.</p> <p>18 Q. On June the 18th of 2020 when you</p> <p>19 received --</p> <p>20 MR. HOFFMAN: Can you hold on a second,</p> <p>21 David.</p> <p>22 THE WITNESS: Where are we --</p> <p>23 MR. HOFFMAN: Yeah, it's 8. Go up. There</p> <p>24 you go.</p> <p>25 ///</p>	<p style="text-align: right;">Page 128</p> <p>1 assumes facts not in evidence. You said</p> <p>2 December 18th.</p> <p>3 MR. JORDAN: I'm sorry. My mistake.</p> <p>4 BY MR. JORDAN:</p> <p>5 Q. On June the 18th of 2020 when you solicited</p> <p>6 the document from Mr. Akarapanich, you were not a</p> <p>7 trustee of the Ruth Doxey Family Trust, were you?</p> <p>8 A. Not that I know of.</p> <p>9 Q. All right. Let's look at the trust that</p> <p>10 begins at Bates page No. 029.</p> <p>11 This is the George Whitehead Family Trust;</p> <p>12 correct?</p> <p>13 A. Correct.</p> <p>14 Q. And you were an original trustee of this</p> <p>15 trust?</p> <p>16 A. Yes.</p> <p>17 Q. As of June the 18th of 2020, were you still</p> <p>18 a trustee of this trust?</p> <p>19 A. I don't know.</p> <p>20 Q. Have you ever been a Canadian citizen?</p> <p>21 A. Yes.</p> <p>22 Q. No?</p> <p>23 A. Yes.</p> <p>24 Q. Yes?</p> <p>25 Have you -- are you now a United States</p>
<p style="text-align: right;">Page 127</p> <p>1 BY MR. JORDAN:</p> <p>2 Q. On June 18th of 2020 when you received this</p> <p>3 document in response to your request to</p> <p>4 Mr. Akarapanich, were you still a trustee of the</p> <p>5 William -- William Bell Hardy Trust?</p> <p>6 A. I don't know.</p> <p>7 Q. Let's look at the trust that begins on 0016.</p> <p>8 It's the Ruth Doxey Trust.</p> <p>9 Do you see that?</p> <p>10 A. Yes.</p> <p>11 Q. And you testified, and you can see from the</p> <p>12 document, that you were an original trustee of this</p> <p>13 trust; right?</p> <p>14 A. Right.</p> <p>15 Q. Right?</p> <p>16 A. Yes.</p> <p>17 Q. Now, if you'd turn to Bates page No. 028.</p> <p>18 Do you see that in December of 2010, you</p> <p>19 resigned as trustee of the Ruth Doxey Trust and</p> <p>20 Ephraim Olson was appointed in your place?</p> <p>21 A. Yes.</p> <p>22 Q. So on December the 18th when you solicited</p> <p>23 this document from Mr. Akarapanich, you were not a</p> <p>24 trustee, were you?</p> <p>25 MR. HOFFMAN: I'm going to object to --</p>	<p style="text-align: right;">Page 129</p> <p>1 citizen?</p> <p>2 A. I'm both Canadian and U.S.</p> <p>3 Q. You have dual citizenship?</p> <p>4 A. I do.</p> <p>5 Q. What is your understanding of whether or not</p> <p>6 as a U.S. citizen you are an excluded person from</p> <p>7 being a beneficiary of these trusts?</p> <p>8 A. I don't know.</p> <p>9 Q. Let's turn to Bates page No. 049.</p> <p>10 This is the Trust Settlement for the</p> <p>11 Thomas H. Olson Trust.</p> <p>12 You were a settlor of this trust; correct?</p> <p>13 A. Correct.</p> <p>14 Q. Were you ever a trustee of this trust?</p> <p>15 A. I don't know.</p> <p>16 Q. Let's turn to Bates page No. 0063.</p> <p>17 This is the Trust Settlement for the White</p> <p>18 Buffalo Trust; correct?</p> <p>19 A. Correct.</p> <p>20 Q. Were you ever a trustee of this trust?</p> <p>21 A. I don't know.</p> <p>22 Q. Let's look at 0082.</p> <p>23 This is the Trust Settlement for the Olson</p> <p>24 Estate Trust; correct?</p> <p>25 A. Yes.</p>